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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

DIANA K. ARAGON, individually; ANGEL
BRATCHER, individually, and as Natural
Parent and Guardian of D.B.¹, a minor;

Plaintiff,

v.

PROPERTY AND CASUALTY
INSURANCE COMPANY OF HARTFORD;
DOES 1 through 10; ROE ENTITIES 11
through 20, inclusive jointly and severally,

Defendants.

Case No.: 2:13-cv-01728-GMN-GWF

**STIPULATION AND ORDER TO
MODIFY ORDER AND SET ASIDE
JUDGMENT**

Defendant PROPERTY & CASUALTY INSURANCE COMPANY OF HARTFORD, by
and through its attorneys AKERMAN LLP, and Plaintiffs Diana K. Aragon and Angel Bratcher,
individually and as natural parent and guardian of D.B., a minor, by and through their attorneys
RICHARD HARRIS LAW FIRM, hereby stipulate and request the following:

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¹ Pursuant to Fed. R. Civ. P. 5.2(a)(3), the minor plaintiff will be referred to herein by his initials, D.B.
{30429637;1}

1 1. On or about November 21, 2014, the parties reached a settlement as to the claims of
2 D.B., a minor. Because D.B. was a minor, this Court's approval was required to compromise his
3 claim. Accordingly, as part of the settlement agreement, the parties agreed that plaintiff would seek
4 that approval.

5 2. Pursuant to the parties' agreement, plaintiff filed a petition to compromise D.B.'s
6 claim. *See* ECF No. 31.

7 3. On Magistrate Judge George Foley, Jr. recommended that the District Court grant the
8 petition. *See* ECF No. 40.

9 4. On February 26, 2015, the District Court entered its order granting the petition. The
10 order, however, mistakenly directed the clerk to enter judgment against Hartford. The parties did
11 not seek the entry of judgment against Hartford in the petition.

12 5. The mistaken entry of judgment was contrary to the agreement between the parties.
13 The parties had agreed that the resolution of the minor's claim would be treated solely as a
14 settlement. The parties never asked the Court to enter judgment against Hartford nor was it ever
15 contemplated by them.

16 6. Accordingly, the parties stipulate and agree that the portion of the order on the
17 compromise of minor's claim directing the clerk to enter judgment (paragraphs 20 and 21 from page
18 two) should be stricken. All other portions of the order approving the compromise of minor's claim
19 should remain in effect.

20 7. Further, the parties stipulate and agree that the clerk's judgment, ECF No. 41, should
21 be set aside.

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8. Finally, the parties stipulate and agree that Hartford has satisfied all settlement obligations and that the disposition of this lawsuit should end in dismissal of all claims, with prejudice, and with each party responsible for its own costs and fees.

DATED this 3rd day of March, 2015.

DATED this 3rd day of March, 2015.

AKERMAN LLP

RICHARD HARRIS LAW FIRM

/s/ William S. Habdas

/s/ Samantha Martin

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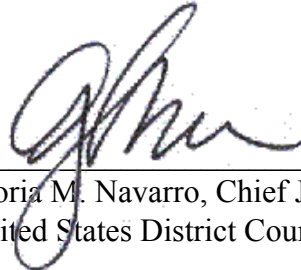
ORDER

UPON STIPULATION of the parties, and good cause appearing therefore,

IT IS HEREBY ORDERED that the Order (ECF No. 40) Accepting Magistrate Judge George Foley, Jr.'s Findings and Recommendation (ECF No. 36) and granting the Petition for Compromise of Disputed Claim of Minor (ECF No. 31) is hereby **AMENDED** to strike that portion of the Order directing the Clerk of Court to "enter judgment accordingly" and an Amended Order (ECF No. 40) Accepting Magistrate Judge George Foley, Jr.'s Findings and Recommendation (ECF No. 36) and granting the Petition for Compromise of Disputed Claim of Minor (ECF No. 31) shall be filed with the Clerk of Court.

IT IS FURTHER ORDERED that the Judgment entered on February 26, 2015 (ECF No. 41) shall be **STRICKEN** from the record.

IT IS SO ORDERED this 3rd day of March, 2015.


Gloria M. Navarro, Chief Judge
United States District Court